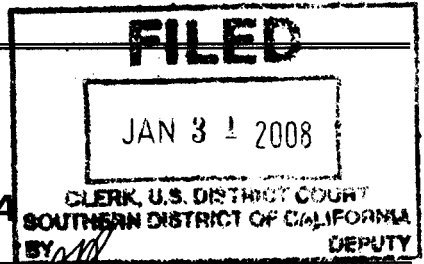


AO 455 (Rev. 5/85) Waiver of Indictment

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA



UNITED STATES OF AMERICA

WAIVER OF INDICTMENT

v.

Juan Gerardo HERRERA-BARRIENTOS

CASE NUMBER: 08CR242-LAB
08-MJ-0110

I, Juan Gerardo HERRERA-BARRIENTOS, the above-named defendant, who is accused of committing the following offenses:

Bringing in Illegal Aliens and Aiding and Abetting, in violation of Title 8, U.S.C., Secs. 1324(a)(1)(A)(i) and (v)(II),

being advised of the nature of the charges, the proposed information, and of my rights, hereby waive in open court on 1/31/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

X - JUAN G. H. B.
Defendant

[Signature]
Defense Counsel

Before

[Signature]
Judicial Officer